

# An Act

HOUSE BILL 22-1224

BY REPRESENTATIVE(S) Tipper and Soper, Bird, Bockenfeld, Boesenecker, Esgar, Froelich, Gonzales-Gutierrez, Hooton, Jodeh, Kennedy, Kipp, Lindsay;  
also SENATOR(S) Gonzales, Buckner, Hansen, Hinrichsen, Lee, Moreno, Rodriguez, Winter, Fenberg.

CONCERNING THEFT OF PUBLIC BENEFITS.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 18-4-401, **amend** (1)(d) and (1)(e); and **add** (1)(f) and (12) as follows:

**18-4-401. Theft - repeal.** (1) A person commits theft when he or she knowingly obtains, retains, or exercises control over anything of value of another without authorization or by threat or deception; receives, loans money by pawn or pledge on, or disposes of anything of value or belonging to another that he or she knows or believes to have been stolen; or procures food or accommodations from a public establishment without making payment therefore, and:

(d) Demands any consideration to which he or she is not legally

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

entitled as a condition of restoring the thing of value to the other person; or

(e) Knowingly retains the thing of value more than seventy-two hours after the agreed-upon time of return in any lease or hire agreement;  
OR

(f) INTENTIONALLY MISREPRESENTS OR WITHHOLDS A MATERIAL FACT FOR DETERMINING ELIGIBILITY FOR A PUBLIC BENEFIT AND DOES SO FOR THE PURPOSE OF OBTAINING OR RETAINING PUBLIC BENEFITS FOR WHICH THE PERSON IS NOT ELIGIBLE.

(12) A PERSON'S CONDUCT THAT IS LIMITED TO THE ELEMENTS OF SUBSECTION (1)(f) OF THIS SECTION IS NOT SUBJECT TO PROSECUTION PURSUANT TO ANY OTHER PROVISION OF THIS SECTION.

**SECTION 2. Effective date - applicability.** This act takes effect July 1, 2022, and applies to offenses committed on or after said date.

**SECTION 3. Safety clause.** The general assembly hereby finds,

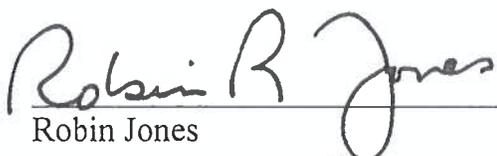
determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.



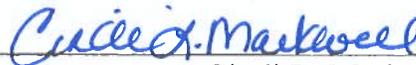
Alec Garnett  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES



Steve Fenberg  
PRESIDENT OF  
THE SENATE

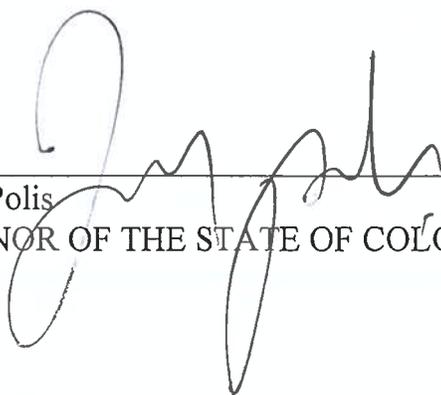


Robin Jones  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES



Cindi L. Markwell  
SECRETARY OF  
THE SENATE

APPROVED April 21, 2022 at 11:50am  
(Date and Time)



Jared S. Polis  
GOVERNOR OF THE STATE OF COLORADO